

**IN THE UNITED STATES DISTRICT COURT
OR THE NORTHERN DISTRICT OF CALIFORNIA**

ESTATE OF VIOLA B. SPAULDING,)
et al.,)
Plaintiffs,)
v.)
YORK CLEANERS, INC., et al.)
Defendants.)
AND RELATED COUNTERCLAIMS,)
CROSS CLAIMS, AND THIRD PARTY)
CLAIMS.)
Case No.: C 08-00672
ORDER Re:
**STIPULATION OF JOINT
DISMISSAL OF SECOND
AMENDED COMPLAINT,
COUNTER-CLAIM, CROSS-
CLAIMS AND THIRD-PARTY
COMPLAINT**

IT IS HEREBY STIPULATED by and between plaintiffs and counter-defendants the Estate of Viola B. Spaulding, Florence Spaulding, Lynn Spaulding doing business as Spaulding Enterprizes, Tina Spaulding Ward doing business as Spaulding Enterprizes, and the Conservatorship of Eileen Spaulding and defendants and counter-claimants York Cleaners, Inc., the Estate of Barnard Lewis, *ex rel* Lumberman's Mutual Insurance Company and David Victor Lewis, through their designated counsel, that pursuant to Fed. R. Civ. Pro. 41 (a)(1)(A)(ii) they do jointly, and voluntarily, dismiss their second amended complaint and counter-claim in the above-captioned action, with prejudice.

It is further stipulated by and between cross-claimants and cross-defendants York Cleaners, Inc., the Estate of Barnard Lewis, *ex rel* Lumberman's Mutual Insurance Company and David Victor Lewis and cross-defendant and cross-claimant Martin Franchises, Inc. an Ohio Corporation, through their designated counsel, that pursuant to Fed. R. Civ. Pro. 41 (a)(1)(A)(ii) they do jointly, and voluntarily, dismiss their cross-claims in the above-captioned action, with prejudice.

It is further stipulated by and between cross-claimants and cross-defendants York Cleaners, Inc., the Estate of Barnard Lewis, *ex rel* Lumberman's Mutual Insurance Company and David Victor Lewis and cross-defendant and cross-claimant Cooper Industries, a Delaware Limited Liability Corporation, through their designated counsel, that

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1 pursuant to Fed. R. Civ. Pro. 41 (a)(1)(A)(ii) they do jointly, and voluntarily, dismiss their
2 cross-claims in the above-captioned action, with prejudice.

3 It is further stipulated by and between third-party plaintiff Martin Franchises, Inc., an
4 Ohio corporation, and third-party defendant Cooper Industries, LLC, a Delaware limited
5 liability company, that pursuant to Fed. R. Civ. Pro. 41(a)(1)(A)(ii), the third-party
6 complaint of Martin Franchises, Inc. against Cooper Industries, LLC is hereby voluntarily
7 dismissed with prejudice.

8 Each party to bear their own costs and fees.

9 DATED: September 03, 2009

COX, WOOTTON, GRIFFIN,
HANSEN & POULOS, LLP
Attorneys for Third-Party Claimants and
Counter-Defendants, York Cleaners, Inc.,
Estate of Barnard Lewis and David
Victor Lewis

13 By: _____/S/
14 Gregory W. Poulos

16 DATED: September 03, 2009

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Attorneys for Plaintiffs Estate of Viola B.
Spaulding, Florence Spaulding, Lynn
Spaulding doing business as Spaulding
Enterprizes, Tina Spaulding Ward doing
business as Spaulding Enterprizes, and the
Conservatorship of Eileen Spaulding

21 By: _____/S/
22 Bret Stone

24 DATED: September 03, 2009

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27 By: _____/S/
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DATED: September 03, 2009

SEDGWICK, DETERT, MORAN &
ARNOLD, LLP
Attorneys for Martin Franchises, Inc.

By: /S/
Robert N. Berg

DATED: September 9, 2009



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